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3737
Dkt. 62164/JPW/PJP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Xin Qu & Judah Z. Weinberger
Serial No. : 09/657,701
Filed : September 8, 2000
For : MODIFICATION OF POLYMER SURFACES
RADIOISOTOPE CARRIERS

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1185 Avenue of the Americas
New York, New York 10036
January 7, 2002

Assistant Commissioner for Patents
Washington, DC 20231

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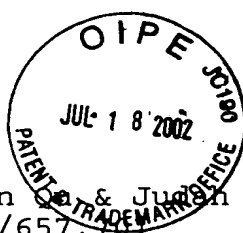
SIR:

**REQUEST FOR RESETTING TIME PERIOD FOR RESPONSE
AND REVIVAL OF APPLICATION IN VIEW OF NON RECEIPT
OF PATENT AND TRADEMARK OFFICE COMMUNICATION,
OR IN THE ALTERNATIVE, PETITION TO REVIVE**

In accordance with MPEP § 711.03(c) Section, II, applicant hereby requests that the subject application be revived and the period for responding to the Notice of Missing Parts, apparently issued November 29, 2000, be reset.

As set forth in the Declarations of Wendell Dunn and Peter J. Phillips enclosed herewith, applicants' attorneys have established docketing procedures for communications received from the Patent and Trademark, but have no record of having received the Notice, in either its docket records or application file.

Applicants respectfully request that the application be revived and the period be reset for responding to the Notice, without any petition or other fee being due by applicant, because applicant



Applicants : Xin & Judith Z. Weinberger
Serial No. : 09/657,101
Filed : September 8, 2000

was not at fault, having not received the Notice or been aware of its issuance until December 5, 2001. In the event that the Patent and Trademark Office deems a Petition to be required to obtain the requested relief, applicant hereby petitions for such relief and authorizes the fee in connection therewith to be charged to deposit account no. 03-3125.

If the Patent and Trademark Office has any questions regarding this Request/Petition, kindly telephone the undersigned attorney

Respectfully submitted,

John P. White
Registration No. 28,678
Peter J. Phillips
Registration No. 29,691
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231

1-7-02
Peter J. Phillips Date
Reg. No. 29,691

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RADIOISOTOPE CARRIERS

1185 Avenue of the Americas
New York, New York 10036
January 7, 2002

Assistant Commissioner for Patents
Washington, DC 20231

SIR:

DECLARATION OF PETER J. PHILLIPS

I, Peter J. Phillips, hereby declare:

1. I am and have been since 1990 a partner at Cooper & Dunham LLP, and have been admitted to practice before the U.S.P.T.O ("PTO") as a registered attorney since 1979.
2. I have responsibility for the above-identified patent application, which I filed in the PTO on September 8, 2000.
3. Prior to December 5, 2001, the only communication which I recall receiving from the PTO is a return postcard, a copy of which is attached. The application file for this application which I maintain contains no other communication from the PTO.

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Applicants : Xin Qu & Judah Z. Weinberger
Serial No. : 09/657,701
Filed : September 8, 2000

4. On December 5, 2001, after I instructed my secretary

to make an making inquiry to the PTO regarding the status of the application, I learned for the first time that the PTO had apparently issued a Notice of Missing Parts on November 29, 2000, and the application had apparently become abandoned for not responding to the Notice. I requested from the PTO that a copy of the Notice be sent to us, but to date have not received it.

5. I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Dated: January 7, 2002


Peter J. Phillips



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Xin Qu & Judah Z. Weinberger
Serial No. : 09/657,701
Filed : September 8, 2000
For : MODIFICATION OF POLYMER SURFACES AS
RADIOISOTOPE CARRIERS

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TECHNOLOGY

1185 Avenue of the Americas
New York, New York 10036
January 7, 2002

Assistant Commissioner for Patents
Washington, DC 20231

SIR:

DECLARATION OF WENDELL DUNN

I Wendell Dunn, hereby declare:

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1. I am, and have been since April 1999, in charge of the docketing department at the firm of Cooper & Dunham LLP.

2. In accordance with procedures established at Cooper & Dunham LLP, incoming mail from the United States Patent and Trademark Office ("PTO") comes directly to me for review and to docket due dates for responses to PTO communications on the firm's docket record.

3. On December 5, 2001 I was advised that the PTO issued a Notice of Missing Parts ("Notice") in the above-identified application on November 29, 2000. The above-identified application has been assigned docket number "62164". I have

Applicants : Xin Qu & Judah Z. Weinberger
Serial No. : 09/657,701
Filed : September 8, 2000

searched the docket records for this application and have found no record of having received the Notice. I have no record or recollection of having received the Notice, and I presume that no Notice was ever received by the firm.

4. A copy of the docket record for this application file where the Notice would have been entered had it been received and docketed is attached. This docket record does not contain any reference to the Notice, or any date for a response to the Notice.

5. I hereby declare that all statements herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Date: January 7, 2002


Wendell Dunn



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PCMaster v3.03.02 - Cooper & Dunham - [Patent]

Quick Number: 62164
Country: United States
Case Type: REGULAR CASE TYPE
Relation Type: ORIGINAL OR PATENT CASE
Filing Type: NATIONAL CASE
Firm Name:

Attorney: JOHN P. WHITE
Agent: PETER J. PHILLIPS
Client/Division: COLUMBIA UNIVERSITY
Current Owner: COLUMBIA UNIVERSITY
Previous Owner:

MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE CARRIERS

Action	Action Due Date	Taken Date	Deadline Date	Completed Date	Reported At
CHECK	08NO2000!				
INFORMATION	08DE2000*				
8mo FOREIGN FILING	08MY2001!				
10mo FOREIGN FILING	08JL2001!				
11mo FOREIGN FILING	08AU2001!				
12mo FOREIGN FILING	08SE2001!				

Approved: 20SE2001 | Undersigned: 20SE2001

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Xin Qu & Judah Z. Weinberger

0575

62164

JPW/PJP

January 7, 2002

REQUEST FOR RESETTING TIME PERIOD FOR RESPONSE & REVIVAL OF APPLICATION IN VIEW OF NON RECEIPT OF PATENT & TRADEMARK OFFICE COMMUNICATION, OR IN THE ALTERNATIVE, PETITION TO REVIVE including Declarations of Peter J. Phillips and Wendell Dunn; Application of Xin Qu And Judah Z. Weinberger; For: MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE CARRIERS; Serial No. 09/657,701, filed on September 8, 2000; including a Certificate of Mailing dated January 7, 2002.

Applicant Xin Qu & Judah Z. Weinberger

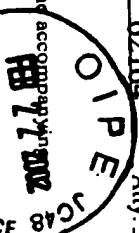
Client 0575

File No. 62164

Att. JPW/PJP

Date January 7, 2002

Kindly acknowledge receipt of the accompanying



REQUEST FOR RESETTING TIME PERIOD FOR RESPONSE & REVIVAL OF APPLICATION IN VIEW OF NON RECEIPT OF PATENT & TRADEMARK OFFICE COMMUNICATION, OR IN THE ALTERNATIVE, PETITION TO REVIVE including Declarations of Peter J. Phillips and Wendell Dunn; Application of Xin Qu And Judah Z. Weinberger; For: MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE CARRIERS; Serial No. 09/657,701, filed on September 8, 2000; including a Certificate of Mailing dated January 7, 2002.

by placing your receiving date stamp hereon and returning to me.

FILE

Applicant Xin Qu & Judah Z. Weinberger
Client ~~0575~~ 0875 File No. 62164 Atty. JPW/PJP
Date September 8, 2000

Kindly acknowledge receipt of the accompanying

United States Patent Application of Xin Qu And Judah Z. Weinberger
For: MODIFICATION OF POLYMER SURFACES AS RADIOISOTOPE
CARRIERS; consisting of 3-page Request Transmittal (in triplicate), (22) pages of
drawings, a check in the amount of \$857 and an Express Mail Certificate of mailing
bearing label no. EL 054 467 290 US dated September 8, 2000.

Applicant Xin Qu & Judah Z. Weinberger SMF
Client 0575 File No. 62164 Atty. JPW/PJP
Date September 8, 2000

Kindly acknowledge receipt of the accompanying

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bearing label no. EL 054 467 290 US dated September 8, 2000.

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09/657701



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